

3617



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Forbes, et al Examiner: Jules, Frantz
Serial No: 09/804,406 Art Unit: 3617
For: DROPPED DECK CENTER BEAM RAIL ROAD CAR
STRUCTURE
Filed: March 12, 2001 Date: January 22, 2003

Commissioner of Patents and Trademarks
Washington, D.C. 20231

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GROUP 3600

TRANSMITTAL

Transmitted herewith:

- 1) Supplemental Information Disclosure Statement Under 37 CFR § 1.97;
- 2) Copies of fifty-nine (59) Patent References, eighteen non-patent documents; and
- 3) Acknowledgment of Receipt/Return Card

Respectfully submitted,

HAHN LOESER + PARKS LLP

Stephen L. Grant
Registration 33,390

Twin Oaks Estate
1225 West Market Street
Akron, OH 44313-7188
(330) 864-5550

Our File: 115699-32

CERTIFICATE OF MAILING (37 CFR 1.10)

I hereby certify that this paper is being deposited with the United States Postal Service in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

24 Feb 2003

Date

Stephen L. Grant



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Examiner: Jules, Frantz F.

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

GROUP 3600

Under 37 CFR 1.97

This Information Disclosure Statement is filed to supplement the earlier-filed IDS in conjunction with the Request for Continued Examination (RCE). Although it is filed more than three months after the filing date, it is believed to be timely under the rules, as no action on the merits has been taken by the Examiner. If this is not correct, please consider this a petition to enter the Information Disclosure Statement as well as an authorization to charge Deposit Account 15-0450 for the required fee.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.56(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25.

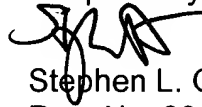
This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as defined by 37 CFR 1.56(c).

Fifty-nine (59) foreign patent documents and Eighteen (18) non-patent

documents comprising of photos which are listed on the attached one (6) sheets of Form PTO/SB/08A, which are made a part hereof. A copy of each patent is enclosed.

The foregoing Information Disclosure Statement is based upon the information known to the inventor or contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to each of the undersigned at that date. Prompt consideration of the Information Disclosure Statement and the references by the Examiner is earnestly requested.

Respectfully submitted,



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1225 West Market Street
Akron, Ohio 44313
330/864-5550
Atty. Docket: 115699-32



Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
		Application Number	09/804,406
		Filing Date	March 12, 2001
		First named Inventor	FORBES
		Group Art Unit	3617
		Examiner Name	Jules, Frantz F
Attorney Docket Number	5699-32		
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U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		190,542		Brooks	05/08/1877	
		934,578		Stoller	09/21/1909	
		975,861		Harrigan	11/15/1910	
		2,061,673		Robinson	09/11/1933	
		2,167,427		Tatum	07/25/1939	
		2,650,856		Mashburn, Jr., et al.	09/01/1953	
		2,710,221		Hinners	06/07/1950	
		2,724,611		Robertson	11/22/1955	
		2,759,737		Manning	08/21/1956	
		2,768,004		Wagner	10/23/1956	
		2,801,597		Ecoff	08/06/1957	
		2,803,201		Johnson et al.	08/20/1957	
		2,810,602		Abrams	10/22/1957	
		2,851,301		Jagsch	09/09/1958	
		2,883,945		Walker	04/28/1959	
		2,904,340		Simpson	09/15/1959	
		3,028,191		Magor	04/03/1962	

FOREIGN PATENT DOCUMENTS								
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		Office ³	Number ⁴	Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



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		Number	Kind Code ² (if known)			
		3,079,874		Hansen et al.	03/05/1963	
		3,240,168		Charles et al.	03/15/1966	
		3,357,371		Gutridge	12/12/1967	
		3,485,184		Berry	12/23/1969	
		3,509,829		Henriksson et al.	05/05/1970	
		3,777,671		Miller et al.	12/11/1973	
		3,779,411		Moretti, Jr.	12/18/1973	
		3,788,702		Toboll	01/29/1974	
		3,885,506		Mundinger et al.	05/27/1975	
		3,964,399		Miller et al.	06/22/1976	
		4,091,742		Cordani	05/30/1978	
		4,092,039		Lutkenhouse	05/30/1978	
		4,128,062		Roberts	12/05/1978	
		4,373,447		Pfister	02/15/1983	
		4,385,856		O'Neal	05/01/1983	
		4,478,155		Cena te al.	10/23/1984	
		4,569,289		Gielow et al.	02/11/1986	

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		4,580,844		Farmer	04/08/1986	
		4,626,017		Robertson	12/02/1986	
		4,633,787		Przybylinski et al.	01/06/1987	
		4,646,653		Balbi et al.	03/03/1987	
		4,688,976		Rowley et al.	08/01/1987	
		4,690,072		Wille et al.	09/01/1987	
		4,738,203		Gielow et al.	04/16/1988	
		4,751,882		Wheatley et al.	06/21/1988	
		4,756,256		Rains et al.	07/12/1988	
		4,770,578		Coleman	09/01/1988	
		4,771,705		Przybylinski et al.	09/20/1988	
		4,771,706		Lindauer et al.	06/20/1988	
		4,805,539		Ferris et al.	02/21/1989	
		4,876,968		Lindauer et al.	10/31/1989	
		4,911,082		Richmond	03/27/1990	
		4,944,232		Schlaeger	07/31/1990	
		5,259,322		Dominguez et al.	12/09/1993	
		5,520,489		Butcher et al.	05/28/1996	
		5,899,646		Tatina et al.	05/04/1999	

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Patent & Trademark Office Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Complete if Known Application Number 09/804,406 Filing Date March 12, 2001 First named Inventor FORBES Group Art Unit 3617 Examiner Name Jules, Frantz F Attorney Docket Number 5699-32	
Sheet		of	RECEIVED MAR 04 2003 GROUP 3600	

[illegible][illegible]

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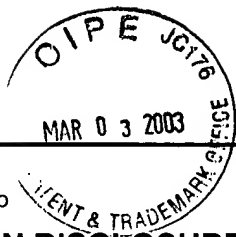
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Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s) publisher, city and/or country where published	T ²
	✓	CAR BUILDERS' CYCLOPEDIA OF AMERICAN PRACTICE, 14th ed., Simmons-Boardman Publishing Corporation, New York, NY, 1937, pp. 209-214.	
	✓	THE CAR BUILDERS' CYCLOPEDIA OF AMERICAN PRACTICE, 21st ed., Simmons-Boardman Publishing Corporation, New York, NY, 1961, pp. 168-172.	
	✓	CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 2nd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1970, pp. 126.	
	✓	CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 3rd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1974, pp. S3-173 to S3-176.	
		CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 3rd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1974, pp. S3-165.	
	✓	THE CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 5th ed., Simmons-Boardman Publishing Corporation, Omaha, Nebraska, 1984, pp. 169.	
	✓	RAILWAY AGE WEEKLY, Simmons-Boardman Publishing Corporation, Boston, Conn., July 29, 1968, p. 42D.	
	✓	Illustration showing a model of a car built for Pulpwood Service in 1963.	

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	✓	Various photographs taken on April 24, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GCFX 1002 manufactured by Alstom.	
	✓	Various photographs taken on September 4, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on October 31, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on May 17, 2001 at the Savage Reload Facility, Chicago, Illinois, U.S.A. showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on September 19, 2000, Chicago, Illinois, U.S.A., showing a dropped deck center beam car bearing model no. THRX 3001 manufactured by Thrall.	
	✓	Various photographs showing a dropped deck center beam car bearing model no. THRX 3001 manufactured by Thrall (date and location unknown).	
	✓	Various photographs taken on September 27, 2000, Campbellville, Ontario, Canada, showing a flatcar bearing model no. CN 602376.	
	✓	Various photographs taken on September 27, 2000, Milton, Ontario, Canada, showing a flatcar bearing model no. BCOL 52098.	
		Photograph showing a flatcar bearing model no. BCOL 866688 (date and location unknown).	
	✓	Various photographs showing a center beam car bearing model no. BNSF 564124 (date and location unknown).	

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